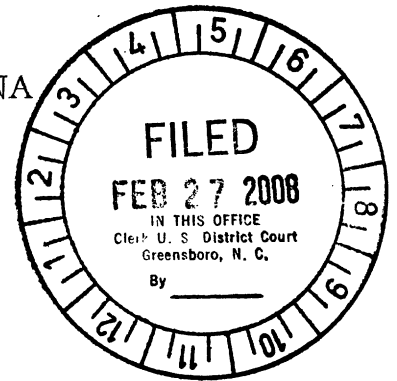


IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

In Re: Petitions for Retroactive Application)
of the November 1, 2007 Amendment to)
Crack Cocaine Offense Level Guidelines)



ORDER

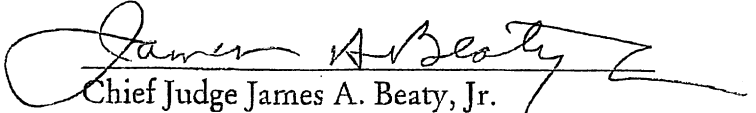
Pursuant to the provisions of the Criminal Justice Act, Title 18, U.S.C. §§ 3006A(a)(1) and (c), the Office of Federal Public Defender for the Middle District of North Carolina is hereby appointed to represent any defendant previously determined to have been entitled to appointment of counsel or who is now indigent, and (1) who files a motion seeking relief for reduction of sentence in accordance with the revised base offense levels for crack cocaine, USSG § 2D1.1 and 18 U.S.C. § 3582(c)(2) ("the Retroactive Crack Amendment"), or (2) whose name appears on lists supplied by the United States Sentencing Commission or the Administrative Office of the U.S. Courts as potentially affected by this Retroactive Crack Amendment, or (3) who has been identified by the Federal Public Defender's Office for the Middle District of North Carolina as being potentially affected by the Retroactive Crack Amendment because that defendant's sentence was derived by reference to the base offense levels for crack cocaine. This appointment is for the purpose of providing general information to such defendants regarding the Retroactive Crack Amendment. In addition, for any such defendant who files a motion seeking a reduction of sentence in accordance with the revised base offense levels for crack cocaine, the Federal Public Defender's Office will determine the defendant's previous

representation and will coordinate with the Clerk's Office the submission of a specific appointment of counsel for the Court's approval in each case, with a presumption that previous counsel will be reappointed unless a conflict or changed circumstances would preclude such reappointment.

The U.S. Probation Office for the Middle District of North Carolina is authorized to disclose Presentence Investigation Reports and Statements of Reasons to the Federal Public Defender's Office for any such defendant. The Federal Public Defender's Office shall provide the Presentence Investigation Reports and Statements of Reasons to any subsequently appointed or retained counsel. The U.S. Probation Office shall also provide copies of the Presentence Investigation Reports and Statements of Reasons in these cases to the Office of the U.S. Attorney for the Middle District of North Carolina. In accordance with the policy of the Federal Bureau of Prisons, no Presentence Investigation Reports will be provided to Inmates. Any Recalculation Worksheets created by the U.S. Probation Office will be treated as Supplements to the Presentence Investigation Reports for purposes of these disclosure provisions.

IT IS SO ORDERED.

This, the 27 day of February, 2008.


Chief Judge James A. Beaty, Jr.